



**ENTERED**

TAWANA C. MARSHALL, CLERK  
THE DATE OF ENTRY IS  
ON THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

A handwritten signature in black ink, appearing to read "Russell F. Nelms", is written over a horizontal line.

Signed May 10, 2010

United States Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

IN RE:

ERNEST RAY GARCIA  
SHAWNEE MARIE GARCIA

§  
§  
§  
§  
§  
§

Case Number: 09-47023-RFN

Chapter 13

JUDGE RUSSELL F NELMS

**ORDER DISMISSING CASE WITHOUT PREJUDICE**

On this day came on to be heard the Trustee's "**Motion to Dismiss Chapter 13 Proceeding.**" It appears to the Court that due notice has been given to Debtor(s) and Debtor's(s') Counsel, if any, and that no objection has been made to the relief requested, or if made, same should be overruled. It further appears that dismissal of this case is in the best interest of the creditors of the estate;

**IT IS, THEREFORE, ORDERED**, that the above proceeding be, and hereby is in all things **DISMISSED**, without prejudice;

**IT IS FURTHER ORDERED** that the Trustee disburse any funds on hand as provided by 11 U.S.C. 1326 (a) (2), and file the Trustee's Final Report, and

**IT IS FURTHER ORDERED** that the remaining balances of all debts due and owing creditors as of this date are **NOT DISCHARGED** or affected in any manner by this Order.

**THE ABOVE STYLED AND NUMBERED CASE WILL BE CLOSED 21 DAYS AFTER THE ENTRY OF THIS ORDER PROVIDED THAT IT IS A SINGLE DEBTOR CASE OR A JOINT DEBTOR CASE AND BOTH DEBTORS ARE DISMISSED.**

### End of Order ###

CC: PATRICK D WEST  
4420 W VICKERY BLVD STE 100  
FORT WORTH, TX 76107-6253